

Panaji, 18th October, 1979 (Asvina 26, 1901)

SERIES I No. 29

OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Department of Personnel and Administrative Reforms

Notification

1-11-78-Div. (Vol. II)

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs Notification No. F.7(11)/62-Goa dated 25th July, 1963, the Lt. Governor of Goa, Daman and Diu is pleased to make the following rules relating to recruitment to Groups 'C' and 'D', Non-Ministerial, Non-Gazetted posts in the Directorate of Animal Husbandry and Veterinary Services, Panaji, under Government of Goa, Daman and Diu.

1. Short title. — These rules may be called Government of Goa, Daman and Diu, Directorate of Animal Husbandry and Veterinary Services Group 'C' and 'D' Non-Ministerial, Non-Gazetted posts Recruitment Rules, 1979.

2. Application. — These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. Number, classification and scale of pay. — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. Method of recruitment, age limit and other qualifications. — The method of recruitment to the said posts, age limit, qualifications and other matters

connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Provided that,

- (a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time; and
- (b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment unless the Government, after having been satisfied that there are special grounds for doing so exempts any such candidate from the operation of this rule.
- (c) *Saving:* Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date.

By order and in the name of the Lt. Governor of Goa, Daman and Diu.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 6th October, 1979.

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits
1	2	3	4	5	6	7
1. Instructors/Asstt. Project Officer	4	Group 'C' Non-Ministerial Non-Gazetted.	Rs. 425-15-500- -EB-15-560- -20-700.	N. A.	30 years and below (Relaxable for Govt. servants).	<p><i>Essential:</i> Degree in Animal Husbandry and Veterinary Science from a recognised University or equivalent.</p> <p><i>Desirable:</i> 1. Teaching experience in Veterinary Science and Animal Husbandry subjects./One year's experience in Poultry/Piggery Schemes.</p>
2. Laboratory Technician	2	— do —	— do —	Selection	— do —	<p><i>Essential:</i> i) Degree in Science w Chemistry from a recognised University or equivalent. ii) About 3 years experience in a laboratory.</p>
3. Marketing Supervisor	1	— do —	— do —	N. A.	— do —	<p><i>Essential:</i> Degree in Agriculture/Veterinary Science/Economics/Commerce from a recognised University or equivalent.</p> <p><i>Desirable:</i> Experience in Marketing Agricultural products.</p>
4. Compounder	1	— do —	Rs. 260-8-300- -EB-8-340-10- -380-EB-10- -430.	— do —	— do —	<p><i>Essential:</i> Qualified Compounder or Dispenser under the Pharmacy Act.</p> <p>OR</p> <p>S. S. C. with science subjects or equivalent.</p>
5. Cinema Operator	1	— do —	Rs. 260-6-290- -EB-6-326-8- -366-EB-8- -390-10-400.	— do —	— do —	<p><i>Essential:</i> i) S. S. C. or equivalent. ii) Cinema Operators Licence.</p>
6. Welder	1	— do —	Rs. 260-6-326- -EB-8-350. -430.	— do —	— do —	<p><i>Essential:</i> I. T. I. certificate in the relevant trade from a recognised Institute.</p> <p><i>Desirable:</i> Experience in sheet metal work.</p>
7. Labourer	1	Group 'D' Non-Ministerial Non-Gazetted.	Rs. 196-3-220- -EB-3-232.	— do —	— do —	<p><i>Essential:</i> Should be literate.</p>
8. Labourer-cum-Watchman	2	— do —	— do —	— do —	— do —	— do —

DULE

Whether age & Educational Qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
8	9	10	11	12	13
N. A.	Two years	Direct recruitment	N. A.	N. A.	N. A.
— do —	— do —	Promotion failing which by direct recruitment.	Promotion: Laboratory Assistants with 7 years experience in the grade.	Group 'C' D. P. C.	— do —
— do —	— do —	Direct recruitment	N. A.	N. A.	— do —
— do —	— do —	— do —	— do —	— do —	— do —
— do —	— do —	— do —	— do —	— do —	— do —
— do —	— do —	— do —	— do —	— do —	— do —
— do —	— do —	— do —	— do —	— do —	— do —
— do —	— do —	— do —	— do —	— do —	— do —

Notification

1-19-74-Div. I (Vol. II)

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs Notification No. F-7(11)/62-Goa dated 25th July, 1963, the Lieutenant Governor of Goa, Daman and Diu is pleased to make the following rules relating to recruitment to Group 'C' and 'D' ministerial/non-ministerial, non-Gazetted posts in the Office of the Captain of Ports, Panaji, under Government of Goa, Daman and Diu.

1. **Short title.** — These rules may be called Government of Goa, Daman and Diu, Office of the Captain of Ports, Group 'C' and 'D' ministerial/non-ministerial, non-Gazetted Recruitment Rules, 1979.

2. **Application.** — These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. **Number, classification and scale of pay.** — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. **Method of recruitment, age limit and other qualifications.** — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits
1	2	3	4	5	6	7
1. Sr. Engine Driver	One	Group 'C' Non-Ministerial Non-Gazetted.	Rs. 550-20-650-25-750.	Selection	35 years and below (Relaxable for Govt. servants).	<p><i>Essential:</i></p> <p>i) Certificate of Competency as 1st class Engine Driver under Indian Steam Vessels Act, 1917.</p> <p>OR</p> <p>Petty Officer of Mechanical Branch of Indian Navy.</p> <p>ii) 5 years experience in similar capacity.</p> <p><i>Desirable:</i></p> <p>Knowledge of Konkani, Marathi/Hindi.</p>
2. Asstt. Marine Surveyor	— do —	— do —	Rs. 425-15-500-EB-15-560-20-700.	N. A.	— do —	<p><i>Essential:</i></p> <p>i) Intermediate with Science subject or equivalent.</p> <p>ii) 5 years experience in surveying preferably hydrographic.</p> <p><i>Desirable:</i></p> <p>Knowledge of Konkani, Marathi.</p>
3. Engine Driver Grade-I	— do —	— do —	Rs. 425-15-530-EB-15-560-20-600.	Selection	— do —	<p><i>Essential:</i></p> <p>Certificate of Competency 1st class Engine Driver under I. S. V. Act, 1917.</p> <p><i>Desirable:</i></p> <p>Knowledge of Konkani, Marathi.</p>
4. Bosum	— do —	— do —	Rs. 380-12-500-EB-15-560.	N. A.	— do —	<p><i>Essential:</i></p> <p>i) Certificate of Competency as Serang under I. S. V. Act, 1917 with experience in seamanship e. g. splice knots, etc.</p> <p>OR</p>

Provided that,

- (a) the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time;
- (b) no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule;
- (c) *Saving:* Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. J. Menezes, Under Secretary (Personnel).

Panaji, 6th October, 1979.

DULE

Whether age & Educational Qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion or by deputation/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
8	9	10	11	12	13
N. A.	2 years	Promotion failing which by direct recruitment.	<i>Promotion:</i> Engine Driver Grade I of the Department with 3 years service in the grade.	Group 'C' D. P. C.	N. A.
— do —	— do —	Direct recruitment.	N. A.	N. A.	— do —
— do —	— do —	Promotion failing which by direct recruitment.	<i>Promotion:</i> Motorist, Machinist and Dredger Mechanic of the Department with 3 years service in the grade.	Group 'C' D. P. C.	— do —
— do —	— do —	Direct recruitment.	N. A.	N. A.	— do —

1	2	3	4	5	6	7
						Leading Seaman of India Navy. ii) 3 years experience of handling marine stores /Boatswain store and supervision of work entrusted to sailors on board the vessel or ashore. <i>Desirable:</i> Knowledge of Konkani/Marathi. <i>Essential:</i> Certificate of Competency as second class Engine Drive under I. S. V. Act, 1917. <i>Desirable:</i> Knowledge of Konkani/Marathi.
5. Dredger Mechanic/ Motorist	Six	Group 'C' Non-Ministerial Non-Gazetted.	Rs. 380-12-500- -EB-15-560.	Selection	30 years and below (Relaxable for Govt. servants).	
6. Draughtsman	One	— do —	Rs. 330-10-380- -EB-12-500- -EB-15-560.	— do —	— do —	<i>Essential:</i> i) S. S. C. or equivalent. ii) 2 years Diploma in Draughtsmanship or its equivalent. <i>Desirable:</i> Knowledge of Konkani/Marathi.
7. Supervisor (Light House Keeping)	One	Group 'C' (Non-Ministerial Non-Gazetted).	Rs. 380-12-500- -EB-15-560.	Selection	30 years and below (Relaxable for Govt. servants).	<i>Essential:</i> Diploma in Electrical Engineering. <i>Desirable:</i> Knowledge of Konkani/Marathi.
8. Light House Keeper	17	— do —	Rs. 330-8-370- -10-400-EB- 10-480.	N. A.	— do —	<i>Essential:</i> i) I. T. I. Certificate in Electricians Course. ii) Two years experience in the line. <i>Desirable:</i> Knowledge of Konkani/Marathi.
9. Draughtsman Grade III	One	— do —	Rs. 260-8-300- -EB-8-340-10- -380-EB-10- -430.	— do —	— do —	<i>Essential:</i> i) S. S. C. or equivalent. ii) One year experience in the line. <i>Desirable:</i> Knowledge of local languages.
10. Asstt. Motorist/ Asstt. Machinist/ Asstt. Dredger Mechanic/Oilman/ Greaser.	Seven	— do —	Rs. 260-6-326- -EB-8-350.	Selection	— do —	<i>Essential:</i> i) I. T. I. Certificate in the trade of Mechanic/Machinist. ii) 1 to 2 years experience in the line. <i>Desirable:</i> i) One year experience (Preference will be given to the candidates possessing New Entrants Course Certificate issued by Maritime School). ii) Knowledge of Konkani/Marathi.

8	9	10	11	12	13
N. A.	2 years	Promotion failing which by direct recruitment.	<i>Promotion:</i> Asstt. Motorist/Asstt. Machinist/Asstt. Dredger Mechanic/Oilmen/Greaser of the Deptt. with 3 years service in the grade.	Group 'C' D. P. C.	N. A.
Age: No Qls: Yes	— do —	Promotion failing which by transfer on deputation, failing both by direct recruitment.	<i>Promotion:</i> Draughtsman Grade III of the Deptt. with 3 years service in the grade. <i>Transfer on deputation:</i> Suitable official from this Administration holding analogous post.	— do —	— do —
N. A.	2 years	Promotion failing which by direct recruitment.	<i>Promotion:</i> Light House Keepers of the Department with 3 years service in the grade.	Group 'C' D. P. C.	— do —
— do —	— do —	Direct recruitment.	N. A.	N. A.	— do —
— do —	— do —	— do —	— do —	— do —	— do —
Age: No Qls: To the extent indicated at Col. No. 11	— do —	30% by promotion failing which by direct recruitment 70% by direct recruitment.	<i>Promotion:</i> Sailor of the Department with 8 years regular service possessing New Entrant Course Certificate issued by Maritime School and possessing atleast 6th Standard Certificate.	— do —	— do —

1	2	3	4	5	6	7
11. Ferro-Printer	One	Group 'C' Non-Ministerial Non-Gazetted.	Rs. 225-5-260-6-290-EB-6-308.	Selection	30 years and below (Relaxable for Govt. servants).	<i>Essential:</i> S. S. C. or equivalent. <i>Desirable:</i> i) One year's experience in the line. ii) Knowledge of Konkani/Marathi.
12. Time-keeper	— do —	Group 'D' Ministerial Non-Gazetted).	Rs. 200-3-206-4-234-EB-4-250.	N. A.	— do —	<i>Essential:</i> S. S. C. or equivalent. <i>Desirable:</i> i) Knowledge of time-keeping. ii) Knowledge of Konkani/Marathi.

Notification

1-15-78-Div. I

In exercise of the powers conferred by the proviso to article 309 of the Constitution, read with the Government of India, Ministry of External Affairs Notification No. F-7(11)/62-Goa dated 25th July, 1963, the Lieutenant Governor of Goa, Daman and Diu is pleased to make the following rules relating to recruitment to Group 'B' Gazetted post of Librarian in the Directorate of Historical Archives, Panaji, under the Government of Goa, Daman and Diu.

1. **Short title.** — These rules may be called Government of Goa, Daman and Diu, Directorate of Historical Archives Group 'B' Gazetted post of Librarian Recruitment Rules, 1979.

2. **Application.** — These rules shall apply to the posts specified in column 1 of the Schedule to these rules.

3. **Number, classification and scale of pay.** — The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule.

4. **Method of recruitment, age limit and other qualifications.** — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the aforesaid Schedule.

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Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Educational and other qualifications required for direct recruits
1	2	3	4	5	6	7
Librarian	1	General Central Service Group 'B' Gazetted Non-Ministerial	Rs. 550-25-750-EB-30-900.	Selection	Not exceeding 30 years (Relaxable for Govt. servants). <i>Note:</i> The crucial date for determining the age limit shall be the closing date for receipt of applications from candidates in India (other than those in An-	<i>Essential:</i> i Degree of a recognised University or equivalent. ii Degree or equivalent Diploma in Library Science of a recognised University or Institute. iii Two years' experience in a responsible capacity in a Library of standing. <i>Note 1:</i> Qualifications are relaxable at the discretion of the U.P.S.C. in case of candidates otherwise well qualified.

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Age: No 2 years Promotion failing which by direct recruitment. Promotion: Group 'D' employees of the Department with 3 years standing in the grade. Group 'C' D. P. C. N. A.

N. A. — do — Direct recruitment. N. A. N. A. — do —

Provided that,

- the maximum age limit specified in the Schedule in respect of direct recruitment may be relaxed in the case of candidates belonging to the Scheduled Castes and Scheduled Tribes and other special categories in accordance with the orders issued by the Government from time to time;
- no male candidate, who has more than one wife living and no female candidate, who has married a person having already a wife living, shall be eligible for appointment, unless the Government, after having been satisfied that there are special grounds for doing so, exempts any such candidate from the operation of this rule;
- Saving:* Nothing in these rules shall affect reservations, relaxation of age-limit and other concessions required to be provided for Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the orders issued by the Central Government from time to time in this regard.

5. These rules will come into effect from the date of the Notification and will relate to appointments to the various posts made on or after this date.

6. These rules are issued with the approval of Union Public Service Commission granted vide their Ir. No. F.3/29(5)/79-RR dated 15-9-1979.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu,
V. J. Menezes, Under Secretary (Personnel).

Panaji, 6th October, 1979.

DULE

Whether age & Educational Qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by promotion/transfer, and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Union Public Service Commission is to be consulted in making recruitment
8	9	10	11	12	13
Age: No Qls: Yes	2 years	By promotion failing which by transfer on deputation (including short term contract) and failing both by direct recruitment.	Promotion: Assistant Librarian with 5 years regular service in the grade. Transfer on deputation: (Including short-term contract). Officers under the Central/State Govts./Universities/R&D Organisations holding analogous posts or with at least 5 years service in posts in the scale	Group 'B' D. P. C. consisting of:— 1. Chief Secretary — Chairman. 2. Administrative Secretary — Member. 3. Head of Department — Member. Note: The Proceedings of the D. P. C. relating to confirmation of direct recruit shall be sent to the Commission for approval.	Consultation with the U. P. S. C. necessary while making direct recruitment, appointing an officer on deputation/contract and amending/relaxing any of the provisions of these rules.

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Note: 2: The qualification(s) regarding experience is/are relaxable at the discretion of the U.P.S.C. in the case of candidates belonging to Scheduled Castes and Scheduled Tribes if, at any stage of selection, the U.P.S.C. is of the opinion that sufficient number of candidates from these communities possessing the requisite experience are not likely to be available to fill up the vacancies reserved for them.

Desirable:

- i) Master's Degree in Library Science of a recognised University or equivalent.
- ii) Experience of documentation work in a responsible capacity.
- iii) Working knowledge of Portuguese, Marathi and Konkani.

Law Department (Legal Advice)

Notification

LD/3429/2/79

The following Act which was passed by the Legislative Assembly on 27-3-1979 and assented to by the President of India on 20-9-1979 is hereby published for general information of the public.

B. S. Subbanna, Under Secretary (Law).

Panaji, 9th October, 1979.

The Societies Registration (Goa, Daman and Diu
First Amendment) Act, 1979

(Act No. 6 of 1979) [20-9-1979]

AN

ACT

to amend the Societies Registration Act, 1860 in its application to the Union territory of Goa, Daman and Diu.

BE it enacted by the Legislative Assembly of Goa, Daman and Diu in the Thirtieth Year of the Republic of India as follows:—

1. *Short title, extent and commencement.*— (1) This Act may be called the Societies Registration (Goa, Daman and Diu First Amendment) Act, 1979.

(2) It extends to the whole of the Union territory of Goa, Daman and Diu.

(3) It shall come into force at once.

2. *Amendment of section 1.*— In the Societies Registration Act, 1860 (Central Act 21 of 1860) (hereinafter referred to as the principal Act), the existing section 1 shall be re-numbered as section 1A and;

(i) before section 1A as so re-numbered, the following section shall be inserted, namely:—

“1. *Definitions.*— In this Act, unless the context otherwise requires, —

(a) “Inspector-General” means the Inspector-General of Registration appointed under section 3 of the Indian Registration Act, 1908 (Central Act 16 of 1908), and includes any of the District Authorities subordinate to the Inspector-General of Registration not below the rank of a District Registrar to whom powers may be delegated in respect of this Act;

(b) “notification” means notification published in the Official Gazette;

(c) “prescribed” means prescribed by rules made under this Act;

(d) “Registration of Societies Order” means the Registration of Societies Order, issued by the Lieutenant Governor of Goa, Daman and Diu under clause 2 of the Goa, Daman and Diu (Administration) Removal of Difficulties Order, 1962.”

(ii) in section 1A as so re-numbered, for the words “the Registrar of Joint Stock Companies” the words “the Inspector-General” shall be substituted.

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of Rs. 425-700 or equivalent and possessing qualifications and experience prescribed for direct recruits in Col. 7.

(Period of deputation/contract shall ordinarily not exceed 3 years).

If, however, these are not approved by the Commission a fresh meeting of the D. P. C. to be presided over by the Chairman or a Member of the U. P. S. C. shall be held.

3. *Amendment of section 3.*—In section 3 of the principal Act, —

(i) for the words “the Registrar shall certify”, the words “the Inspector-General shall, subject to the provisions of section 3A, certify” shall be substituted;

(ii) for the words “the Registrar for”, the words “the Inspector-General for” shall be substituted.

4. *Insertion of new section 3A.*—After section 3 of the principal Act, the following section shall be inserted namely:—

“3A. *Prohibition against registration of societies with undesirable names.*—No society shall be registered by a name which, in the opinion of the Inspector-General, is undesirable, being a name which is identical with, or which in the opinion of the Inspector-General so nearly resembles the name by which any other existing society has been previously registered as to be likely to deceive the public or members of either society, or which is being used without the previous permission of the Government concerned, and which suggests or is calculated to suggest the patronage of any Government or connection with any body constituted by any Government or local authority, or which may, subject to any rules made in this behalf, be deemed to be undesirable by the Inspector-General.

Provided that no order shall be passed under section 3A unless the party against whom such order is proposed to be passed is heard on the matter.”

5. *Amendment of section 4.*—In section 4 of the principal Act, for the words “the Registrar of Joint

Stock Companies”, the words “the Inspector-General” shall be substituted.

6. *Insertion of new section 4A.*—After section 4 of the principal Act, the following section shall be inserted, namely:—

“4A. *Power of Inspector-General to call for information or returns from governing body of society and provisions relating thereto.*—(1) The Inspector-General may serve or cause to be served, on the governing body entrusted with the management of the affairs of any society registered under this Act, a notice requiring it to furnish in such manner as may be prescribed, information or returns relating to persons employed by the society, their conditions of employment (including their emoluments, any contributions, concessions or other benefits and amenities provided for employees) and such other matters relating thereto, as may be prescribed.

(2) The form in which such information or returns shall be furnished, the particulars which they shall contain and the intervals (if any) in which such information or returns shall be furnished, shall be such as may be prescribed.

(3) The notice referred to in sub-section (1) may be served by post.

(4) No information or returns collected for the purposes of this section, shall, without the previous consent in writing of the society in relation to which the information or returns was given or made, be published in such manner as would enable any particulars to be identified as referring to a particular society.

(5) Except for the purposes of a prosecution under section 11A or under the Indian Penal Code (Central Act 45 of 1860), no person other than the Inspector-General or any person duly specified by him in this behalf, shall be permitted to see any information or returns furnished as aforesaid.

(6) No suit or other legal proceeding shall lie against the Inspector-General or any person acting under the authority of the Inspector-General in respect of anything in good faith done or intended to be done in pursuance of this section."

7. Insertion of new section 11A, 11B, and 11C.— After section 11 of the principal Act, the following sections shall be inserted, namely:—

"11A. Penalty for contravening section 4A.— If the governing body entrusted with the management of the affairs of any society registered under this Act required to furnish any information or returns—

(i) wilfully refuses or without lawful excuse neglects to furnish such information or returns as may be required under section 4A; or

(ii) wilfully furnishes or causes to be furnished any information or returns which it knows to be false; or

(iii) refuses to answer or, wilfully gives a false answer to any question necessary for obtaining any information required to be furnished under section 4A,

such governing body shall, for each such offence, on conviction, be punished with fine which may extend to fifty rupees.

11B. Penalty for improper disclosure of information or return.— If the Inspector-General or any person duly authorised by him in connection with the collection of any information or returns under this Act wilfully discloses any information or contents of any returns given or made under this Act otherwise than in the execution of his duties under this Act or for the purposes of prosecution, of an offence under this Act or the Indian Penal Code (Central Act 45 of 1860), he shall, on conviction, be punished for such offence with fine which may extend to two hundred rupees.

11C. Cognizance of offences.— No prosecution for an offence under section 11A shall be instituted, except by or with the sanction of, the Inspector-General, and no prosecution for an offence under section 11B shall be instituted except by or with the consent of the Government."

8. Amendment of section 12.— In section 12 of the principal Act, after the words "either wholly or partially with any other society" the words "or to change the name of the society" shall be inserted.

9. Insertion of new sections 12A, 12B, 12C and 12D.— After section 12 of the principal Act, the following sections shall be inserted, namely:—

"12A. Registration of change of name.— (1) Where a proposition for change of name of a society has been agreed to and confirmed in the manner specified in section 12, a copy of the proposition so agreed to and confirmed shall be forwarded to the Inspector-General for registering the change of name.

(2) If the proposed change of name is in his opinion undesirable for any of the reasons mentioned in section 3A, the Inspector-General shall refuse to register the change of name.

(3) Save as provided in sub-section (2), the Inspector-General shall, if he is satisfied that the provisions of the Act in respect of the change of name have been complied with, register the change of name and issue a certificate of registration altered to meet the circumstances of the case and on the issue of such a certificate, the change of name shall be complete.

(4) The Inspector-General shall charge for any copy of a certificate issued under sub-section (3), a fee of one rupee and all fees so paid shall be accounted for to the Government.

(5) If, through inadvertence or otherwise, a society is registered by a name which should not have been registered (due regard being had to the provisions of section 3A), the Inspector-General, may, after hearing the party concerned, direct the society to change the name, and the society shall change its name within a period of three months from the date of such direction or such longer period as the Inspector-General may think fit to allow, in accordance with the provisions of this Act.

12B. Effect of change of name.— The change of name of a society shall not affect any right or obligation of the society or render defective any legal proceeding by or against the society, and any legal proceeding which might have been continued or commenced by or against it by its former name may be continued or commenced by or against it by its new name.

12C. Maintenance of accounts and their balancing and accounting.— (1) Every governing body entrusted with the management of the affairs of a society registered under this Act shall keep regular accounts.

(2) Such accounts shall be kept in such form as may be approved by the Inspector-General, and shall contain such particulars as may be prescribed.

(3) The accounts of a Society shall be balanced each year on the 31st day of March or such other date as may be fixed by the Inspector-General.

(4) The accounts of a society shall be audited annually in such manner as may be prescribed and by a person who is a chartered accountant within the meaning of the Chartered Accountants Act, 1949 (Central Act 38 of 1949), or by such persons as may be authorised in this behalf by the Government.

12D. Auditor's duty to report irregularity.—

(1) It shall be the duty of every auditor, auditing the accounts of a society under section 12C to prepare a report relating to auditing such account and forward a copy of the same to the Inspector-General.

(2) The auditor shall, in his report, specify all cases of irregular, illegal or improper expenditure, or failure or omission to recover

moneys or other property thereof, and state whether such expenditure, failure, omission, loss or waste was caused in consequence of breach of trust, or misappropriation or any other misconduct on the part of the governing body or any other person."

10. *Insertion of new section 14A.* — After section 14 of the principal Act, the following section shall be inserted, namely: —

"14A. *Disposal of property of a dissolved society.* — Notwithstanding anything contained in section 14, it shall be lawful for the members of any society dissolved under section 13 to determine by a majority of the votes of the members present personally or by proxy at the time of dissolution of such society that any property whatsoever remaining after the satisfaction of all its debts and liabilities shall be given to Government to be utilised for any of the purposes referred to in section 1A."

11. *Amendment of section 17.* — In section 17 of the principal Act, —

(i) for the words and figures "Act 43 of 1850", wherever they occur, the words, "the Registration of Societies Order" shall be substituted.

(ii) for the words "passing of this Act" the words "commencement of this Act in this Union territory" shall be substituted.

12. *Amendment of section 18.* — In section 18 of the principal Act, for the words "the Registrar of Joint Stock Companies", the words "the Inspector-General" shall be substituted.

13. *Amendment of section 19.* — In section 19 of principal Act.—

(i) for the words "Any persons may inspect", the words "Except as otherwise provided by section 4A, any person may inspect" shall be substituted;

(ii) for the words "The Registrar", the words "the Inspector-General" shall be substituted;

(iii) for the words "and any person may require a copy or extract of any document or any part of any document, to be certified by the Registrar, on payment of two annas for every hundred words of such copy or extract", the words "or may require the Inspector-General to give him a certified copy or extract of any document or any part thereof on payment of such fee as the Government or any officer authorised by it may by notification in the Official Gazette fix in that behalf" shall be substituted.

14. *Insertion of new section 21.* — After section 20 of the principal Act, the following section shall be inserted, namely: —

"21. *Powers to make rules.* — (1) The Government may, subject to the condition of previous publication, make rules for carrying out the purposes of this Act.

(2) Every rule made under this section shall be laid as soon as may be after it is made, before the Legislative Assembly of Goa, Daman and Diu, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the sessions immediately following the session or the successive sessions aforesaid; the Assembly agrees in making any modification in any such rule or the Assembly agrees that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect as the case may be, so however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under the rule."

Secretariat,
Panaji

9th October, 1979.

(M. K. MISHRA)
Secretary to the Government of
Goa, Daman and Diu.
Law Department (Legal Advice)